

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Prisons Department - NHRC Case No.1338/1/23/2011-JCD/UC- Death of Convict Prisoner No.5121, Balla Nageshwar Rao, Central Prison, Warangal on 04-10-2011 in Government MGM Hospital, Warangal- National Human Rights Commission recommended to pay a sum of Rs.3,00,000/- as monetary relief to the next kin of the deceased – Sanction accorded – Orders – Issued.

HOME (PRISONS-HRC) DEPARTMENT

G.O.RT.NO. 2094

DATED:01-11-2013

Read the following:

- 1.From Assistant Registrar (Law), NHRC, Show Cause Notice No. 1338/1/23/2011-JCD/UC, dated 04-06-2013.
- 2.From Director General of Prisons & Correctional Services, A.P., Hyderabad, Letter No.Jud-3/467/2011, dated 6-07-2013.
- 3.Government Letter No.21652/Pri.HRC/2013-2, dated 20-07-2013.
- 4.From the Assistant Registrar (Law), National Human Rights Commission, New Delhi, Letter No. 1338/1/23/2011-JCD, dated 09-10-2013.

ORDER:

In the reference first read above, the National Human Rights Commission has issued Show Cause Notice u/s 18 (a) (i) of Protection of Human Rights Act, 1993 to the Government to show cause as to why monetary relief should not be recommended to be paid to the next kin of the Convict Prisoner No.5121, Balla Nageshwar Rao.

2. In the reference second read above, the Director General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad has furnished reply to the Show Cause Notice directly to the Hon'ble Commission under intimation to the Government. The Government vide letter third read above furnished a copy of the detailed report to the National Human Rights Commission for placing the same before the Hon'ble Commission.

3. In the reference fourth read above, the Assistant Registrar (Law), National Human Rights Commission, New Delhi has stated that, the deceased prisoner was not provided proper health care which contributed to his death. His life could have been saved, if he had been provided specialized treatment from the very beginning. The Commission therefore recommended the Government to pay compensation of Rs. 3.00 lakhs (Rupees three lakhs only) to the next kin of the deceased and submit compliance report alongwith proof of payment within six weeks i.e. by 13-11-2013.

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4. The Government after careful examination, hereby accord sanction for an amount of Rs.3,00,000/- (Rupees three lakh only) towards payment of compensation to the legal heirs of the deceased Convict Prisoner No.5121, Balla Nageshwar Rao who expired on 04-10-2011 as directed by the National Human Rights Commission, New Delhi.
5. The amount sanctioned in para (4) above shall be met from provision available under the Head of Account “2056 Jails – 101. Jails – SH (04) Jails – 500 other charges -501 Compensation (Non Plan)”.
6. The Director General of Prisons and Correctional Services, Andhra Pradesh, Hyderabad, is authorized to draw the amount sanctioned in para 4 above and to place at the disposal of the Collector & District Magistrate, Warangal for making payment to the legal heirs of the Convict Prisoner No.5121, Balla Nageshwar Rao and submit proof of payment to the Government within 15 days from the date of receipt of the G.O.
7. The Director General of Prisons and Correctional Services Andhra Pradesh, Hyderabad, shall take necessary action accordingly.
8. This order issues with the concurrence of Finance (Exp.Home) Department, vide their UO No.27811/466/Exp.Home.II/2013 dated:31-10-2013.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PRABHAKAR D.THOMAS
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Director General of Prisons and Correctional Services, A.P.,
Hyderabad.

The Collector & District Magistrate, Warangal.

The Joint Registrar (Law), National Human Rights Commission,
Faridkot House, Copernicus Marg, New Delhi.

The Accountant General, (A&E), A.P., Hyderabad.

The Director of Treasuries & Accounts, A.P., Hyderabad.

The Pay & Accounts Officer, Hyderabad.

Copy to:

The General Administration (HRC) Department.

The Finance (Exp.Home) Department.

The Finance (BG) Department.

SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER